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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES SCOTT ALVA

Defendant.

Case No. 2:14-cr-00023-GMN-NJK

STIPULATION TO CONTINUE
THE DEADLINES FOR
OBJECTIONS TO REPORT AND
RECOMMENDATION
(ECF NO. 98)

IT IS HEREBY STIPULATED AND AGREED, by and between STEVEN W. MYHRE, Acting United States Attorney, and CHRISTOPHER BURTON and ELHAM ROOHANI, Assistant United States Attorneys, counsel for the United States of America, and RICHARD TANASI, ESQ., counsel for Defendant JAMES SCOTT ALVA, that the deadline for filing Objections to the Report and Recommendation (ECF No. 98) be extended to October 6, 2017.¹ It is further stipulated and agreed that the Government's

¹ The parties do not intend to extend the standard motions deadline by this stipulation, but only agree to extend the deadline for filing the objections to the Report and Recommendation docketed as ECF No. 98.

1 Response to Defendant's Objections will be due no later than five (5) days from the time
2 the Objections are filed. This stipulation is entered into to provide counsel for defendant
3 additional time within which to file his requested Objections and to provide the
4 Government adequate time to respond prior to the trial currently scheduled for October
5 30, 2017. The expedited briefing schedule set forth above is requested because, since
6 Defendant will not communicate with his attorney, defense counsel cannot waive his
7 speedy trial rights without his authority at this time. This is the first stipulation to
8 continue the deadline for filing Objections to the Report and Recommendation (ECF No.
9 98) and is intended to serve as an alternative to the response this Court ordered to
10 Defendant's Motion to File Untimely Objections.

11 DATED this 3rd day of October, 2017.

12 Respectfully submitted,
13 STEVEN W. MYHRE
Acting United States Attorney

14 //s//
15 RICH TANASI, ESQ.
Counsel for Defendant
16 JAMES SCOTT ALVA

14 //s//
15 CHRISTOPHER BURTON
ELHAM ROOHANI
16 Assistant United States Attorneys

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

2:14-cr-00023-GMN-NJK

Plaintiff,

vs.

ORDER

JAMES SCOTT ALVA,

Defendant.

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Counsel for the defendant needs additional time to prepare contemplated objections to the Report and Recommendation that his Motion to Suppress be denied (ECF No. 98).
2. The parties agree to the continuance.
3. The additional time requested herein is not sought for purposes of delay, but to allow counsel for defendant sufficient time within which to be able to effectively and completely litigate Defendant's pretrial Motion to Suppress.
4. This is the first stipulation to continue the deadline for filing objections to the Report and Recommendation (ECF No. 98).

For all of the above-stated reasons, the ends of justice would best be served by a continuance of the deadline for filing objections to the Report and Recommendation (ECF No. 98).

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ORDER

IT IS THEREFORE ORDERED, that the Defendant shall have to and including October 6, 2017, to file objections to the Report and Recommendation (ECF No. 98).

IT IS FURTHER ORDERED, that the Government shall have five (5) days from the filing of the objections to file any responsive pleading.

IT IS FURTHER ORDERED, that no replies will be filed without leave of this Court. *See* LR IB 3-1

IT IS FURTHER ORDERED, that Defendant's Motion to File Objections, (ECF No. 220), is **DENIED as moot.**

DATED ¹⁰ day of October, 2017.



THE HONORABLE GLORIA M. NAVARRO
UNITED STATES DISTRICT JUDGE